

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LUCAS CALIXTO, et al.

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
THE ARMY, et al.,

Defendants.

Civil Action No.18-1551 (ESH)

DEFENDANTS' STATUS REPORT

In accordance with the Court's Order entered on August 13, 2018 (ECF No. 23), Defendants respectfully submit this bi-weekly status report. The Court's order requires Defendants to provide bi-weekly status reports "with any updates regarding [1] the Army's policy with respect to administrative separation procedures applicable to DEP and DTP members, as well as [2] any intention to discharge any DEP or DTP members in accordance with this policy." Order (ECF No. 23) at 2.

1. The Army's October 26, 2018 policy memorandum (ECF No. 50-1), with regard to MAVNIs who receive unfavorable MSSRs and/or MSSDs, remains in effect and has not been changed or otherwise amended.

2. In accordance with the Court's July 31, 2019 Order (ECF No. 123), defendants shall provide, by August 23, 2019, discovery to plaintiffs' counsel consisting of unredacted separation-related files for the first 2 DEPs discharged each month for non-MSSD reasons between July 1, 2018 and June 30, 2019 and file a status report with the Court regarding the

number of former DTP and DEP MAVNIs who received an uncharacterized discharge after being sent to basic training and/or entering active duty.

3. As of the date of this report, the Army has not initiated any administrative separations pursuant to the October 26, 2018 policy memorandum (ECF No. 50-1).

Dated: August 19, 2019

Respectfully submitted,

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By: /s/
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